



END OF SESSION — HF 526 — HARASSMENT OR INVASION OF PRIVACY

Description: [House File 526](#) creates an additional criminal offense related to harassment, invasion of privacy, and distribution of materials. Current law regarding invasion of privacy does not address situations in which the victim had given prior consent to being photographed or filmed, but not to dissemination of the photograph or film. This Bill establishes one additional harassment offense of knowingly disseminating, publishing, distributing, posting, or causing the dissemination, publication, distribution, or posting of a photograph or film showing another person in a state of full or partial nudity, or engaged in a sex act, without the consent of the other person. The Bill also amends Iowa Code section [709.21](#) by eliminating the requirement that a victim have knowledge about being viewed, photographed, or filmed while nude or partially nude as a condition of the act of committing invasion of privacy. Both of these offenses would be aggravated misdemeanors punishable by confinement for no more than two years and a fine of at least \$625 but no more than \$6,250.

Minority Impact: There is no minority impact.

Correctional Impact: Based upon past history, it is estimated that there would be an annual increase of 15 aggravated misdemeanor convictions under this Bill. Ten of these would result in a prison sentence, and five in jail orders. The net increase to the prison population would be three individuals in the first year of implementation (FY 2018) and six individuals annually after that.

Fiscal Impact: It is estimated that the fiscal impact of this Bill will be minimal.

Enactment Date: The Bill was approved by the General Assembly on April 19, 2017, and is currently awaiting approval by the Governor. If enacted, the legislation will take effect on July 1, 2017.

STAFF CONTACT: Alice Wisner (515)281-6764 alice.wisner@legis.iowa.gov